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Pat. Withdraw
Aband.

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By: Thomas M. Galgano Date: 9/4/2001
Thomas M. Galgano

PATENT

DOCKET NO.: 395-6

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

APPLICANT : GUY A. COSMO
SERIAL NO. : 09/460,836
FILED : DECEMBER 14, 1999
FOR : VERTICAL BAGGING APPARATUS
EXAMINER : J. SIPOS
GROUP : 3721

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SEP 10 2001
TECHNOLOGY CENTER R3700

PETITION TO WITHDRAW NOTICE OF ABANDONMENT

Hon. Commissioner of Patents
and Trademarks
Washington, D.C. 20231

Dear Sir:

Applicant hereby petitions that the Notice of Abandonment dated August 24, 2001, be withdrawn and that prosecution of the above patent application proceed in due course.



The Notice of Abandonment indicates that applicant had failed to respond to the outstanding Office Action dated February 22, 2001, a response for which was due on August 22, 2001, upon payment of a three-month extension fee. However, applicant's attorney did, in fact, timely respond to the outstanding Office Action by mailing a response to the U.S. Patent and Trademark Office (PTO) with a mail certification dated August 21, 2001, along with the required fee for a three-month extension of time. To substantiate this fact, enclosed herewith is a copy of the Petition and Amendment with the mail certification dated August 21, 2001, on the last page thereof. Also enclosed are copies of the check sent with the above, as well as a copy of the stamped postcard receipt indicating receipt in the PTO mailroom on August 23, 2001.

Accordingly, the granting of this petition at an early date is earnestly solicited.

Respectfully submitted,

GUY A COSMO

Thomas M. Galgano, Esq.
Reg. No. 27,638
GALGANO & BURKE
Attorneys for Applicant

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TECHNOLOGY CENTER 3700

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Hauppauge, New York 11788
(631) 582-6161

Enclosures: Copy of Response dated August 21, 2001
Copy of check
Copy of stamped postcard receipt